IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE PIUS C.KURIAKOSE

FRIDAY, THE 5TH JANUARY 2007 / 15TH PAUSHA 1928

WP(C).No. 33314 of 2006(N)

PETITIONERS:

1.C.SIDDIQUE,
S/O.MOHAMMED BEVINJE, POST THEKKI FERRY,
CHENGALA VILLAGE, KASARAGOD DISTRICT.

2.SHIHAB, S/O.IBRAHIM,
IRSHAD NAGAR, POST HIDAYATH NAGAR,
KASARAGOD DISTRICT.

BY ADV. SRI.K.SHRIHARI RAO

RESPONDENTS:

1.STATE OF KERALA, REPRESENTED BY THE
SECRETARY TO THE GOVERNMENT,
LOCAL SELF GOVERNMENT DEPARTMENT,
SECRETARIAT, TRIVANDRUM.

2.THE CHENGALA GRAMA PANCHAYATH,
REPRESENTED BY ITS SECRETARY,
POST CHENGALA, KASARAGOD TALUK AND DISTRICT.

3.THE SPECIAL GRADE SECRETARY,
CHENGALA GRAMA PANCHAYATH,
POST CHENGALA, KASARAGOD TALUK AND DISTRICT.

R1 BY GOVT. PLEADER MR.MATHEW G.VADAKKEL
R2-R3 BY ADV.MR.S.SANTHOSHKUMAR

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 05/01/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

PIUS C. KURIAKOSE,J.

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W.P.(C)No.33314 of 2006

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Dated: 5th January, 2007

JUDGMENT

Adv.Sri.S.Santhoshkumar who enters appearance for respondents 2 and 3 invited my attention to Ext.P9. Learned counsel submits that as of now the decision taken by the Panchayat is only to ensure that the land lying towards the south vests in the Panchayat. There is no immediate proposal to construct any building in the manner alleged by the petitioner. Recording the above submission of the learned Standing Counsel for respondents 2 and 3, I dispose of the Writ Petition giving liberty to the petitioner to approach this court again as and when any genuine cause of action arises.

srd **PIUS C.KURIAKOSE, JUDGE**